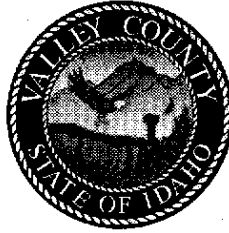


# Valley County Board of County Commissioners

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## IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS CASCADE, IDAHO November 23, 2020

**PRESENT: DAVE BINGAMAN (COMMISSIONER)  
SHERRY MAUPIN (COMMISSIONER)  
ELTING HASBROUCK (CHAIRMAN)  
DOUGLAS MILLER (CLERK)**

Commissioner, Dave Bingaman led the Pledge of Allegiance.

Chairman Hasbrouck presented the commissioners' agenda for November 23, 2020. Commissioner Maupin advised that there was a request from the City of McCall about a joint letter regarding protocols regarding travel advisory for the upcoming holidays. Commissioner Maupin made a motion to add a travel advisory joint letter discussion/decision approval to the commissioners' agenda and approve the agenda for November 23, 2020 as presented. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to add the travel advisory joint letter to the commissioners' agenda and approve the agenda for November 23, 2020 as presented.

Senior Deputy Auditor, Kalyn Mauk presented the commissioners with Fiscal Year 2021 claims, and board order claims.

### Fiscal Year 2021 Claims

General Fund	\$21,671.33
Road & Bridge	\$47,038.17
District Court	\$191.40
Junior College	\$1,000.00
Revaluation	\$2,218.36

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Solid Waste	\$762.01
Weeds	\$11.40

Board Order

Extension Agent Trust	\$276.90
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Total:	\$70,951.21
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Commissioner Bingaman made a motion to approve the Fiscal Year 2021 claims, board order claims and junior college certification for Ms. Morgan Lilly as presented. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the Fiscal Year 2021 claims, board order claims and junior college certificate for Ms. Morgan Lilly as presented.

Facility Manager, Scott Clingan requested an extension to present to the commissioners regarding the purchase of skid steer. He advised that Buildings & Grounds was considering sharing the piece of equipment with the Valley County Road Department and advised that they would be meeting with the salesperson at CAT Equipment on November 23, 2020. He requested that the decision/discussion be placed on the agenda for December 7<sup>th</sup>.

Road & Bridge Superintendent, Jeff McFadden provided an update regarding work that the Valley County Road Department had been conducting over the past month. He provided an overview of work that will be needed for the Stibnite repair and payment from FEMA. He advised that the work might be contracted out depending on the requirements. Jeff provided an overview of the snow removal that had been done since the last snowstorm and explained that there had been an increased request for sand on roads which is not typical protocols. The commissioners informed Jeff about phone calls that they had received regarding specific locations of concern for snow removal. Chairman Hasbrouck asked Jeff about cement barriers that had been erected near No Business Road which was impacting snow grooming program. Commissioner Bingaman advised that Planning & Zoning Administrator, Cynda Herrick informed him that the area was private land. The commissioners advised that they would continue to research the matter and potentially discuss with the landowner McCall Associates LLC.

Road Superintendent, Jeff McFadden presented a request to surplus a 2015 Ram Pickup Box. Commissioner Bingaman made a motion to allow the surplus of a 2015 Ram Pickup Box. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to allow the surplus of 2015 Ram Pickup Box.

Commissioner Bingaman made a motion to go into Executive Session per Idaho Code 74-206 1(d)-"to consider records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code"-Indigent & Charity. Commissioner Maupin seconded the motion. No further discussion, by roll call vote all commissioners voted "aye". The commissioners went into Executive Session per Idaho Code 74-206 1 (d)-Indigent & Charity at 10:03 a.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(d)-Indigent & Charity at 10:08 a.m.

20-ZS089-02 Final Denial  
20-ZS089 Final Denial  
21-JK075 Denial  
21-NK089 Denial  
20-SZ089 Lien Release

Chairman Hasbrouck presented the commissioner meeting minutes from November 16, 2020. Commissioner Bingaman made a motion to approve the commissioner meeting minutes from November 16, 2020. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes from November 16, 2020.

Chairman Hasbrouck presented the Idaho Department of Juvenile Corrections Annual Financial Report. Commissioner Bingaman made a motion to approve the Idaho Department of Juvenile Corrections Annual Financial Report. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the Idaho Department of Juvenile Corrections Annual Financial Report as presented.

Chairman Hasbrouck presented the FY 21 Annual Operating Plan Snowmobile Trail Grooming Program for the Payette National Forest. Commissioner Maupin made a motion to approve the FY 21 Annual Operating Plan Snowmobile Trail Grooming Program for the Payette National Forest. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the FY 21 Annual Operating Plan Snowmobile Trail Grooming Program for the Payette National Forest.

Chairman Hasbrouck began the discussion related to a joint statement that was being made by the City of McCall regarding advisory travel restrictions for the upcoming holidays. Commissioner Maupin read the letter that was created, and she informed those in the audience who had signed on to the joint letter. Commissioner Maupin made a motion to approve supporting the holiday travel advisory and join the regional conversation regarding recommended holiday travel advisory restrictions. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed that the Valley County Commissioners would be supporting the holiday travel advisory recommendations and join the regional conversation regarding recommended holiday travel advisory restrictions.

Human Resource Director, Pat Duncan presented on options for a Christmas bonus for Valley County Employees. The commissioners discussed the options as presented. Commissioner Bingaman made a motion that the commissioners move forward with a Christmas bonus of an additional day off for Valley County employees that would not impact their personal time off. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed that the commissioners would move forward with a Christmas bonus of an additional day off for Valley County employees that would not impact their personal time off.

Chairman Hasbrouck began the discussion regarding the payment of employee's salary who are staying home due to COVID-19. The commissioners discussed the current situation for those employees who are at home but unable to perform their regular duties. Commissioner Maupin made a motion to approve the COVID-19 policy that pays employees if they are required to stay

at home due to COVID-19. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the COVID-19 policy that pays employees if they are required to stay at home due to COVID-19.

Planning & Zoning Administrator, Cynda Herrick presented the surveying services agreement with Fodrea Land Group. She advised that it was the same agreement that was in place last year with Fodrea Land Group but for Fiscal Year 2021. The commissioners had general questions about the agreement that were directed to Cynda. Cynda provided an overview of the agreement and how Valley County would utilize. Commissioner Bingaman made a motion to approve the surveying services agreement with Fodrea Land Group. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the surveying services agreement with Fodrea Land Group.

Tamarack President, Scott Turlington presented to the commissioners regarding an overview of winter operations for Tamarack Resort for the opening of the 2020/2021 Ski Season. He submitted a written report which will be appended to the commissioner meeting minutes. The commissioners had the ability to ask questions to Mr. Turlington and he responded accordingly. Commissioner Bingaman asked Mr. Turlington if Tamarack and any thoughts about entering into a further road maintenance agreement for the up coming winter. Mr. Turlington advised that he discuss with Valley County Road Superintendent, Jeff McFadden and have the matter be placed on another upcoming commissioners' agenda. Mr. Turlington informed the commissioners that Phase 1 was almost completed, and he presented that there would be five additional restaurants opening at Tamarack Resort.

The commissioners recessed for lunch at 11:34 a.m.

The commissioners returned from lunch at 1:00 p.m.

Chairman Hasbrouck opened the Public Hearing for Ordinance No-21-01 Title 9 Amendment for Minimum 1 Acre at 1:00 p.m. Chairman Hasbrouck asked if the commissioners had any ex-parte communication or conflict of interest. All commissioners advised no ex-parte communication or conflict of interest.

Planning & Zoning Administrator, Cynda Herrick provided a staff report to the commissioners regarding the proposed ordinance No-21-01 Title 9 Amendment for Minimum 1 Acre. She reported on the responses that were received regarding the notice. She presented on the process through Valley County Planning & Zoning Commission.

Chairman Hasbrouck asked to hear from anyone who was a proponent to the proposed Ordinance No-21-01. The record will reflect that there was no one on the teleconference line to present comments to the commissioners.

Chairman Hasbrouck asked to hear from anyone who was uncommitted. The record will reflect that there was no one on the teleconference line to present comments to the commissioners.

Chairman Hasbrouck asked to hear from opponents. The record will reflect that there was no one on the teleconference line to present comments to the commissioners.

Chairman Hasbrouck closed the Public Hearing for Ordinance No-21-01 Title 9 Amendment for Minimum 1 Acre at 1:08 p.m. and brought back to commissioners for deliberation.

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Commissioner Maupin made a motion to approve Ordinance No-21-01. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve Ordinance No-21-01 Title 9 Amendment for minimum 1 Acre.

Chairman Hasbrouck opened the Public Hearing for Ordinance No. 21-02 Snowmobile Ordinance at 1:09 p.m. Chairman Hasbrouck asked if there were any ex-parte or conflict of interest. All commissioners advised that there was no ex-parte communication or conflict of interest.

Planning & Zoning Administrator, Cynda Herrick provided a staff report to the commissioners regarding the proposed ordinance No-21-02 Snowmobile Ordinance. She reported on the responses that were received from the individuals who submitted comments to the commissioners. She reported on additional exhibits that had been submitted to the commissioners for consideration.

Chairman Hasbrouck requested to hear from the applicant. Recreation Director, Larry Laxson provided testimony to the Valley County Board of County Commissioners as the applicant. Larry provided general responses to a few of the comments that were submitted to the commissioners. The commissioners had questions for the applicant regarding commercial vehicles in Francie Wallace Parking Lot and private vehicles who leave their vehicles overnight. Larry discussed the parking issues at Francie Wallace. Chairman Hasbrouck asked about removing Andersen Creek from the proposed ordinance No-21-02. Planning & Zoning Administrator, Cynda Herrick advised that at the recommendations of the Valley County Prosecuting Attorney, Carol Brockmann it was removed from the proposed ordinance No-21-02. Commissioner Maupin again asked about the commercial vehicles being able to park with out cost at Francie Wallace. Recreation Director, Larry Laxson responded and advised that IDPR would not allow any fees charged to commercial vehicles. Planning & Zoning Administrator, Cynda Herrick read into the record that addresses overnight vehicles only allowed in designated areas. Commissioner Bingaman requested clarification regarding Brush Creek and East Side Drive. Planning & Zoning Administrator, Cynda Herrick read into the record the sentence related to the area. Recreation Director, Larry Laxson advised that there should be specific language that spells out the specific area.

Chairman Hasbrouck asked to hear from anyone who was a proponent to ordinance No-21-02.

Mr. Mark Wood who resides in McCall, Idaho, presented to the commissioners as a proponent of ordinance No-21-02. Mr. Wood also commented on the parking issues at Francie Wallace Parking Lot and explained that the McCall Snowmobile Club was working on a proposal. Commissioner Bingaman voiced concerns that there was nothing in the proposed ordinance to address the issue of vehicles being parked in parking lots overnight. The commissioners discussed the issue in detail and believed that it was a topic that might need to be decided in the future. Mr. Wood believed that long term parking should be addressed at some point in time but move forward with the proposed ordinance as written.

Mr. Scott Harris who resides in McCall, Idaho, presented to the commissioners as a proponent to the proposed ordinance No-21-02 and wanted to make sure that there would be designated parking available. Recreation Director, Larry Laxson again informed the commissioners about the proposed designated parking that would be available. Mr. Harris did have concerns regarding the proposed ordinance. Sheriff Bolen discussed the liability of leaving vehicles on the roadway.

Commissioner Maupin explained that the County may not have the equipment that would be needed.

Chairman Hasbrouck asked to hear from anyone who was an opponent to the proposed Ordinance No-21-02.

Mr. Jay Jacques who resides in Donnelly, Idaho, presented to the commissioners as a proponent & opponent to the proposed ordinance No-21-02 and requested additional modifications to the proposed ordinance.

Mr. Kimbell Gorley who was representing Aspen Wood Holdings presented to the commissioners as an opponent of the proposed Ordinance No-21-02 and provided an overview the reason for the opposition.

Mr. Ed Priddy who resides in Eagle, Idaho, but has property in Valley County presented to the commissioners as an opponent of the proposed Ordinance No-21-02 and provided an overview the reason for the opposition.

The commissioners discussed Anderson Creek Road and the area involving Anderson Creek. Planning & Zoning Administrator, Cynda Herrick provided information to the commissioners regarding the existing issues related to Anderson Creek area.

Mr. Ed Priddy read an easement regarding ownership of the Anderson Creek Road and believed that Valley County should not add Anderson Creek Road back into the proposed Ordinance No-21-02.

Mr. David Ferdinand presented to the commissioners that he was in opposition to the proposed ordinance and specifically related to Anderson Creek Road.

Mr. Geoff Hines who resides in Star, Idaho, and has property in Anderson Creek Road presented to the commissioners an opponent to the proposed Ordinance No-21-02 as it relates to closure of Anderson Creek Road.

Mr. Jay Jacques again presented to the commissioners regarding his concerns about the potential penalties of right of way violations.

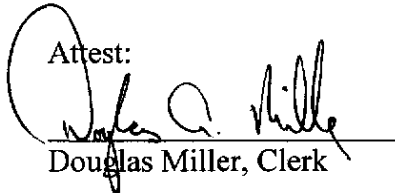
Recreation Director, Larry Laxson provided additional testimony to the commissioners and answered questions related to the special permit process for tracked vehicles. Planning & Zoning Administrator, Cynda Herrick also provided additional matters to the commissioners to take into consideration to include in the proposed Ordinance No-21-02.

Chairman Hasbrouck advised that the commissioners would be tabling the Public Hearing related to Ordinance No. 21-02 Snowmobile Ordinance for December 7, 2020, at 1:30 p.m.

Mr. Richard Avila who owns property at 12966 Zoon Lane in McCall, Idaho, presented his request for Valley County to provide winter maintenance at his address. Mr. Avila advised that he and his wife are planning on moving in the middle of December of 2020. Planning & Zoning Administrator, Cynda Herrick provided testimony to the commissioners and discussed the Road Development Agreement that was put in place for the subdivision. She referred to the commissioner meeting minutes of November 27, 1995, that requested Valley County Road

Department add the subdivision to year-round maintenance since the developer built the road up to county specifications. The commissioners advised that they would discuss the matter with the Road Superintendent, Jeff McFadden and let Mr. Avila know about the possibility of providing winter maintenance to the area.

The commissioners adjourned the meeting at 2:54 p.m.

Attest:  
  
Douglas Miller, Clerk

  
Chairman, Elting Hasbrouck

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## VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday November 23, 2020

**In an effort to minimize possible public exposure to COVID-19, the Valley County Board of County Commissioners will continue to hold regular Commissioner meetings, but they will be closed to public attendance. In an effort to promote full transparency the meetings will be live streamed and may be viewed by accessing the Valley County web site at [www.co.valley.id.us](http://www.co.valley.id.us) There will be prompts at that site to guide you to the live stream. If a member of the public wishes to make a public comment about any of the matters pending, please contact the Valley County Clerk, Douglas Miller at 208-382-7102 to make those arrangements**

**PROPOSED AGENDA** Note: Any item(s) in need of a motion will be described in the agenda under the appropriate section.

- 9:00 Call to Order – Pledge of Allegiance – Approve Agenda
- 9:05 **Action Item:** Claims, Board Order Claims & Junior College Tuition- Senior Deputy Auditor, K.C. Mauk
- 9:10 **Action Item:** Buildings & Grounds Presentation and Request to Make Capital Equipment Purchases
- 9:30 Road & Bridge Presentation- Jeff McFadden  
**Action Item:** Request to Surplus a 2015 Ram Box Pickup Bed
- 10:00 **Action Item:** Executive Session per Idaho Code 74-206 1(d)-“to consider records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code”-Indigent & Charity
- 10:15 Commissioner Discussion  
**Action Items:** Meeting Minutes of November 16, 2020  
Idaho Department of Juvenile Corrections Annual Financial Report  
FY21 Annual Operating Plan Snowmobile Trail Grooming Program  
*\*Holiday TRAVEL Advisory*
- 10:30 **Action Items:** Decision on Christmas Bonus – HR Director, Pat Duncan  
Address Payment of Employees Pay Required to Stay Home Due to



COVID-19

- 11:00 **Action Item:** Sign Surveying Services Agreement – Planning and Zoning Administrator, Cynda Herrick
- 11:15 Presentation from Tamarack Resort Regarding Winter Operations-Mr. Scott Turlington
- 12:00 Recess for Lunch
- 1:00 **Action Item/Public Hearing:** Ordinance No. 21-01 Title 9 Amendment for Minimum 1 Acre
- 1:00 **Action Item/Public Hearing:** Ordinance No. 21-02 Snowmobile Ordinance
- 2:00 **Action Item:** Request from Richard Avila for Winter Maintenance 12966 Zoon Lane McCall, Idaho

Adjourn

COMMISSIONERS FUTURE MEETING DATE  
Monday December 7, 2020